IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 19297 of 2004

Between:

G. Basaveswar,

S/o. G. Mallaiah,
R/o. Regode Viillage., Post and Mandal,

Medak District.

..... PETITIONER

AND

The Deputy Inspector General,

Central Industrial Security Force Unit,

Rourkela Steal Plant,

Rourkela, Sunderghar District,

Orissa State.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ or order or direction more particularly one in the nature of Writ Mandamus declaring the auction of the Respondent in not considering the appeal, dt 15-3-2004 which is preferred against the orders of the Removal in proceedings No. V-15014(18/03)/L&R/RSP/04-316, dt 23-2-2004 of the Commandant is illegal, arbitrary and violative of Article 14 and 16 of the Constitution of India and consequently direct the Respondent to consider the Appeal dated 15-3-2004 for his reinstatement and pass appropriate orders forthwith.

Counsel for the Petitioner: Mr. J.M.NAIDU

Counsel for the Respondent: Mr. A.RAJASHEKAR REDDY (SC FOR CG)

The Court at the stage of admission made the following ORDER:

The petitioner was appointed as a Central Industrial Security Force Constable on 15-6-1994. He was issued a charge sheet on
4-8-2003 on certain allegations. After enquiry, a report was submitted by the Enquiry Officer on 29-12-2003. After receipt of the Enquiry report, the disciplinary authority passed order of removal of the petitioner on 23-2-2004.

Being aggrieved by the order dated 23-2-2004 of the disciplinary authority, the petitioner preferred an appeal to the respondent on 15-3-2004. The grievance of the petitioner is that the respondent so far did not pass any order on the appeal preferred by him. Therefore, he approached this Court seeking a direction to the respondent to pass appropriate orders on the appeal preferred by him on15-3-2004.

In the light of the circumstances explained by the petitioner, the respondent is directed to pass appropriate orders on the appeal preferred by the petitioner on 15-3-2004, according to the existing rules, as expeditiously as possible.

The Writ Petition is accordingly disposed of.

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(Dr. G.YETHIRAJULU,J)

14th October, 2004.

Tsy/cs

To

1. The Deputy Inspector General,

Central Industrial Security Force Unit,

Rourkela Steel Plant,

Rourkela, Sunderghar District,

Orissa State.

2. Two CD copies.